

EXHIBIT B

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DREW J. RIBAR,

Plaintiff,

v.

STATE OF NEVADA ex rel. NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

Case No.: 3:24-cv-00103-ART-CLB

**EXHIBIT B: BODY CAMERA AUDIO RECORDING AND TRANSCRIPT OF DEPUTY
SEAN PALAMAR, AUGUST 30, 2022**

Summary Judgment Relevance

This exhibit provides undisputed material evidence under **Fed. R. Civ. P. 56(a)**, demonstrating that no genuine issue of material fact exists regarding Defendants' violations of Plaintiff's rights under:

- **U.S. Constitution:** Amendments **I, IV, VIII, XIV**
- **Nevada Constitution:** Article 1, §§ **1, 6, 8, 9, 18**
- **42 U.S.C. § 1983** (civil rights violations)

PLEADING TITLE - I

- 1 • **18 U.S.C. §§ 241-242** (conspiracy and deprivation of rights)
- 2 • **Nevada Revised Statutes (NRS):**
 - 3 ○ NRS 171.1233 (Recording interference)
 - 4 ○ NRS 197.200 (Oppression)
 - 5 ○ NRS 199.310 (Malicious prosecution)
 - 6 ○ NRS 200.460 (False imprisonment)
 - 7 ○ NRS 200.310 (Kidnapping)
 - 8 ○ NRS 200.481 (Battery)
 - 9 ○ NRS 200.471 (Assault)
 - 10 ○ NRS 207.190 (Coercion)
 - 11 ○ NRS 205.2715 (Unlawful taking)
 - 12 ○ NRS 205.220 (Grand larceny)

13 This evidence proves:

- 14 1. **Retaliatory interference** with Plaintiff's lawful recording.
- 15 2. **Unlawful arrest and seizure** without probable cause.
- 16 3. **Cruel conditions** post-arrest violating the Eighth Amendment.
- 17 4. **Due process violations** through falsified charges.
- 18 5. **Coordinated misconduct and oppression** under *Monell* liability.
- 19 6. **Municipal liability** under *Monell v. Dep't of Soc. Servs.*, 436 U.S. 658 (1978).

20 These violations contradict clearly established law (*Fordyce v. Seattle*, 55 F.3d 436 (9th Cir.
21 1995); *Irizarry v. Yehia*, 38 F.4th 1282 (10th Cir. 2022)), negating any claim of qualified
22 immunity and entitling Plaintiff to judgment as a matter of law.

23 PLEADING TITLE - 2

Exhibit Description

This exhibit comprises:

1. A **digital audio recording** in .MOV format from Deputy Sean Palamar's body camera, obtained through discovery, recorded on August 30, 2022, at **Northern Nevada Correctional Center (NNCC), Carson City, Nevada**, lasting 19 minutes and 15 seconds, capturing Defendants' actions during Plaintiff's arrest.
2. A **35-page PDF transcript** of the audio, generated using **DaVinci Resolve software**, with timestamps aligned to the recorded events.

Both the .MOV file and PDF transcript are **submitted manually on a USB drive** to the court clerk, in compliance with **Local Rule IC 2-2**, with an accompanying **Notice of Manual Filing**.

Key Legal Violations and Supporting Evidence

Time Stamp	Incident Summary (Transcript Lines)	Legal Relevance
01:00:29 -	Officer states Plaintiff was "recording doing that First Amendment right shit" (Lines 2-5).	First Amendment retaliation (<i>Fordyce v. Seattle, Glik v. Cunniffe, Irizarry v. Yehia</i>); NRS 171.1233 (interference with recording); <i>Monell</i> policy of suppressing recordings.
01:00:41		

1	Time	Incident Summary (Transcript	Legal Relevance
2	Stamp	Lines)	
3			
4		Smith escalates: "I've identified	Conspiracy (<i>Ashcroft v. Iqbal</i> , 556 U.S. 662
5	01:01:06 -	deputies they're gonna come" (Line	(2009)); NRS 197.200 (oppression); NRS
6	01:02:14	25); Frazier orders arrest (01:04:07,	207.190 (coercion); <i>Monell</i> policy of
7		Line 92).	retaliation.
8			
9		Smith admits "no trespassing signs	Fourth Amendment violation (<i>Hiibel v.</i>
10	01:01:28 -	up" and "this is a public roadway"	<i>Sixth Judicial Dist. Ct., Devenpeck v. Alford</i>);
11	01:01:46	(Lines 37-46).	NRS 200.460 (false imprisonment); NRS
12			199.310 (malicious prosecution).
13			
14		Palamar shuts off camera despite	First Amendment retaliation (NRS
15	01:05:42 -	plea "Please leave my cameras	171.1233); Eighth Amendment violation
16	01:06:32	running" (Lines 142-146), plans	(95°F heat, Exhibit A, Lines 554-556, Line
17		truck tow (Line 165).	403); <i>Monell</i> custom of device seizure.
18			
19		Deputies add "obstructing" (Line	Due process violation (<i>Iqbal, Irizarry</i>); NRS
20	01:12:42 -	239) and "failure to identify" (Line	199.310 (malicious prosecution); falsification
21	01:18:33	417); Smith admits "I did not ask	supports <i>Monell</i> liability.
22		him for his name" (Line 425).	
23			

Authentication

1 Pursuant to **Fed. R. Evid. 901 and 1002**, and under **28 U.S.C. § 1746**, I, **Drew J. Ribar**, declare
2 **under penalty of perjury under the laws of the United States** that:

- 3
- 4 • The **.MOV audio recording**, obtained through discovery from Deputy Sean Palamar's
- 5 body camera, is a **true and accurate depiction** of events on August 30, 2022, at NNCC.
- 6 • The **35-page PDF transcript**, generated using **DaVinci Resolve**, accurately reflects the
- 7 **audio recording**.
- 8

9 Both are **submitted manually on a USB drive** to the court clerk, in compliance with **Local**
10 **Rule IC 2-2**, with an accompanying **Notice of Manual Filing**.
11

12

13

14 **DATED: March 28, 2025**

15

16 **/s/ Drew J. Ribar**

17 **Drew J. Ribar, Pro Se**

18 3480 Pershing Ln.

19 Washoe Valley, NV 89704

20 775-223-7899

21 Const2Audit@gmail.com

22

23

24

25

26

27

28

WEBVTT

1

01:00:29.291 --> 01:00:32.333
[BLANK_AUDIO]

2

01:00:35.291 --> 01:00:38.541
My perimeter officers let me know this

3

01:00:38.541 --> 01:00:39.833
guy pulled over here and

4

01:00:39.833 --> 01:00:41.041
started recording doing that first

5

01:00:41.041 --> 01:00:41.666
amendment right shit.

6

01:00:43.291 --> 01:00:43.750
Good.

7

01:00:45.500 --> 01:00:46.166
Where's he at now?

8

01:00:46.333 --> 01:00:46.916
He's still in charge.

9

01:00:47.583 --> 01:00:48.625
[INAUDIBLE]

10

01:00:51.291 --> 01:00:52.000
Will do sir.

11

01:00:54.291 --> 01:00:55.625
That was my award and if you guys create

12

01:00:55.625 --> 01:00:56.291
a case number I need to come.

13

01:00:56.291 --> 01:00:57.416
[INAUDIBLE]

14

01:00:57.416 --> 01:01:02.041

He's on foot.

15

01:01:02.041 --> 01:01:03.000

He parked his truck here.

16

01:01:03.000 --> 01:01:05.125

There's no parking signs right here.

17

01:01:06.041 --> 01:01:06.958

Did you guys contact him at all?

18

01:01:06.958 --> 01:01:07.291

I did.

19

01:01:07.291 --> 01:01:08.041

I tried talking to him.

20

01:01:08.041 --> 01:01:09.041

I was like we're not gonna let you on the

21

01:01:09.041 --> 01:01:09.750

state property so

22

01:01:09.750 --> 01:01:10.666

you're gonna impede my right.

23

01:01:10.666 --> 01:01:12.250

I was like I've just let you know I've

24

01:01:12.250 --> 01:01:12.875

identified deputies

25

01:01:12.875 --> 01:01:13.666

they're gonna come here.

26

01:01:13.916 --> 01:01:14.833

What did he say is did

27

01:01:14.833 --> 01:01:15.708

he give a reason at all?

28

01:01:15.916 --> 01:01:16.750

He just excited in his

29

01:01:16.750 --> 01:01:17.500

first amendment rights.

30

01:01:17.833 --> 01:01:18.541

Just okay.

31

01:01:19.291 --> 01:01:20.791

I had to walk down my whole yard.

32

01:01:20.791 --> 01:01:21.916

My camps locked down.

33

01:01:21.916 --> 01:01:23.458

We had to go in the community and pull

34

01:01:23.458 --> 01:01:24.250

the inmates off the community

35

01:01:24.250 --> 01:01:25.291

in cases in the tent to escape.

36

01:01:25.291 --> 01:01:27.916

So it's a big fiasco for us.

37

01:01:28.166 --> 01:01:30.291

We don't have any no trespassing signs up

38

01:01:30.291 --> 01:01:31.583

obviously because we got--

39

01:01:31.875 --> 01:01:33.750

As far as the prison property goes I mean

40

01:01:33.750 --> 01:01:35.250

you guys have discretion to have people

41

01:01:35.250 --> 01:01:36.333
leave when it comes to--

42

01:01:36.708 --> 01:01:36.875
100%.

43

01:01:37.333 --> 01:01:37.583
Yeah.

44

01:01:38.125 --> 01:01:40.875
So he said this is a public roadway which

45

01:01:40.875 --> 01:01:42.333
in fact it is a public roadway because we

46

01:01:42.333 --> 01:01:43.625
got visitors coming and going obviously.

47

01:01:44.000 --> 01:01:44.250
Yes.

48

01:01:44.250 --> 01:01:45.750
But when it comes down to it like I asked

49

01:01:45.750 --> 01:01:46.958
him I was like are you here for a visit?

50

01:01:46.958 --> 01:01:48.708
He said I don't know the process I said

51

01:01:48.708 --> 01:01:49.500
you need a visiting form.

52

01:01:49.500 --> 01:01:50.583
You can get those from an offender can

53

01:01:50.583 --> 01:01:52.166
send them to you or you can get them from

54

01:01:52.166 --> 01:01:53.750

our main building over here at 5500.

55

01:01:54.541 --> 01:01:55.916

And he said well I need to go

56

01:01:55.916 --> 01:01:56.750

down there and figure it out.

57

01:01:56.750 --> 01:01:57.333

I said you were not

58

01:01:57.333 --> 01:01:58.041

allowed in any buildings?

59

01:01:58.416 --> 01:01:59.250

He said you're going to impede my way?

60

01:01:59.250 --> 01:02:00.416

I said no I'm not.

61

01:02:01.333 --> 01:02:02.791

But I'm also I also don't know where--

62

01:02:03.875 --> 01:02:04.250

Because this is the first

63

01:02:04.250 --> 01:02:05.250

time we've encountered it.

64

01:02:05.250 --> 01:02:06.208

So I don't know where

65

01:02:06.208 --> 01:02:07.541

what our options are.

66

01:02:07.541 --> 01:02:08.125

We want gone.

67

01:02:09.250 --> 01:02:10.666

Well it's a prison I

68

01:02:10.666 --> 01:02:12.791
mean if you're not here--

69

01:02:12.791 --> 01:02:13.333
You guys can trespass

70

01:02:13.333 --> 01:02:14.250
them from the property.

71

01:02:14.541 --> 01:02:14.750
Easily.

72

01:02:14.750 --> 01:02:16.833
No we I mean me I'm the

73

01:02:16.833 --> 01:02:17.708
shift sergeant right now.

74

01:02:17.958 --> 01:02:18.666
100% one of them also.

75

01:02:18.666 --> 01:02:19.958
I'm going to be live in 13 school.

76

01:02:19.958 --> 01:02:21.291
I'm going to pass back to you.

77

01:02:22.291 --> 01:02:24.333
Good morning videos of license

78

01:02:24.333 --> 01:02:26.125
plates and vehicle mounts up.

79

01:02:26.125 --> 01:02:26.333
Okay.

80

01:02:36.291 --> 01:02:37.458
That's nice.

81

01:02:39.291 --> 01:02:41.708

5-0-1.

82

01:02:43.583 --> 01:02:44.791

Sounds like the subject's trying to do

83

01:02:44.791 --> 01:02:46.041

some sort of first thing.

84

01:02:46.333 --> 01:02:48.166

Maybe just have a similar idea.

85

01:02:48.916 --> 01:02:50.375

But we'll try to make contact with him.

86

01:02:50.375 --> 01:02:52.083

He's a prison partner and

87

01:02:52.083 --> 01:02:54.416

then record pictures of him.

88

01:03:02.291 --> 01:03:04.291

10-4-break 34.95.

89

01:03:16.291 --> 01:03:19.291

34.95.

90

01:03:46.291 --> 01:03:47.125

Thank you very much.

91

01:03:49.166 --> 01:03:58.583

Sir what is your name?

92

01:04:05.916 --> 01:04:07.333

The facility is on lockdown.

93

01:04:07.333 --> 01:04:08.041

Yes it is.

94

01:04:08.041 --> 01:04:09.125

This is a company operation.

95

01:04:09.125 --> 01:04:10.166

This is a disruptive operation.

96

01:04:10.541 --> 01:04:11.416

Sir what is your name?

97

01:04:12.708 --> 01:04:13.250

Put that down.

98

01:04:13.416 --> 01:04:14.166

Put your hands behind your back.

99

01:04:14.500 --> 01:04:14.708

Okay.

100

01:04:15.625 --> 01:04:17.666

I'm not going to risk

101

01:04:17.666 --> 01:04:21.833

this to you guys at all.

102

01:04:21.833 --> 01:04:26.000

No you may not.

103

01:04:26.000 --> 01:04:27.125

Right now you have the right to remain

104

01:04:27.125 --> 01:04:28.416

silent or anything you say you can to

105

01:04:28.416 --> 01:04:29.458

maybe use it again to an accord.

106

01:04:29.750 --> 01:04:31.208

10-0-1-97-200.

107

01:04:31.416 --> 01:04:31.916

Excuse me.

108

01:04:32.125 --> 01:04:33.416

I didn't interrupt you did I?

109

01:04:33.958 --> 01:04:34.083

Okay.

110

01:04:34.083 --> 01:04:34.916

If you don't want to hear your rights

111

01:04:34.916 --> 01:04:36.083

then we're not going to talk about it.

112

01:04:36.333 --> 01:04:38.125

Well an RS197-200 so

113

01:04:38.125 --> 01:04:39.083

you're not going to run back.

114

01:04:39.083 --> 01:04:39.416

Okay.

115

01:04:39.875 --> 01:04:40.875

I'm not going to ask you any questions.

116

01:04:41.166 --> 01:04:41.791

Step over to my vehicle.

117

01:04:42.125 --> 01:04:42.291

Okay.

118

01:04:49.208 --> 01:04:56.250

I'm going to ask you a question.

119

01:04:58.458 --> 01:04:58.541

I'm going to
ask you a question.

120

01:04:58.541 --> 01:04:59.500

Are you going to pay the fee for it?

121

01:05:01.750 --> 01:05:02.583

The wallet and the purse

122

01:05:02.583 --> 01:05:03.291

you want to get in there.

123

01:05:03.541 --> 01:05:03.875

Thank you.

124

01:05:03.875 --> 01:05:04.833

We're going to get everything done.

125

01:05:05.041 --> 01:05:06.166

But the search is an actual arrest.

126

01:05:08.916 --> 01:05:10.166

And what am I doing to arrest you for?

127

01:05:10.458 --> 01:05:11.708

You're being arrested for trespassing.

128

01:05:12.083 --> 01:05:12.583

Okay.

129

01:05:12.583 --> 01:05:13.833

So where was the North

130

01:05:13.833 --> 01:05:14.291

Crest Pass on the side?

131

01:05:14.291 --> 01:05:14.500

The North Crest Pass on the side. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. It's time.

132

01:05:15.250 --> 01:05:15.458

Okay.

133

01:05:15.458 --> 01:05:15.791

Go ahead.

134

01:05:17.583 --> 01:05:19.333

Were there no trespassers time course?

135

01:05:20.416 --> 01:05:21.750

Explain everything to you about, right

136

01:05:21.750 --> 01:05:22.916

now you're not under Miranda

137

01:05:22.916 --> 01:05:23.958

so I'm not going to use the

138

01:05:23.958 --> 01:05:24.166

phone.

139

01:05:24.458 --> 01:05:24.666

Look.

140

01:05:28.041 --> 01:05:31.500

(unintelligible) Hold on there.

141

01:05:32.666 --> 01:05:35.875

(unintelligible)

142

01:05:36.291 --> 01:05:42.125

You want to shut that off if you want.

143

01:05:42.125 --> 01:05:44.375

Please leave my cameras running.

144

01:05:44.791 --> 01:05:51.916

Please leave my cameras running.

145

01:05:51.916 --> 01:05:52.125

Please leave my cameras running.

146

01:05:52.291 --> 01:05:55.916

I'm not going to do that.

147

01:05:56.791 --> 01:05:58.083

And, don't be designed

148

01:05:58.083 --> 01:05:59.708
versus making the phone call.

149
01:06:01.041 --> 01:06:04.583
Negative. Sorry, I didn't realize you

150
01:06:04.583 --> 01:06:05.458
were mounting a B2B.

151
01:06:05.458 --> 01:06:06.083
What do you mean?

152
01:06:07.125 --> 01:06:08.750
We are just a man of any

153
01:06:08.750 --> 01:06:09.541
type of any type of problem.

154
01:06:11.125 --> 01:06:12.125
Yeah, this is not like a

155
01:06:12.125 --> 01:06:14.166
DMV downtown or something.

156
01:06:14.375 --> 01:06:15.250
No, this is a post office,

157
01:06:15.458 --> 01:06:16.291
this is a sheriff's office.

158
01:06:16.291 --> 01:06:17.333
This is a pure facility.

159
01:06:17.583 --> 01:06:18.208
There's no freedom of

160
01:06:18.208 --> 01:06:20.000
information to ask to get west here.

161
01:06:20.708 --> 01:06:22.958
We need some statements.

162

01:06:24.000 --> 01:06:26.375

That way we have someone from the state

163

01:06:26.375 --> 01:06:27.875

here that's going to press.

164

01:06:29.250 --> 01:06:31.250

And then we're going to have

165

01:06:31.250 --> 01:06:32.375

to probably tow his truck too.

166

01:06:33.291 --> 01:06:34.291

So he's in custody now.

167

01:06:34.541 --> 01:06:35.375

Yeah, tow his truck.

168

01:06:36.125 --> 01:06:37.916

And you sail and see him to get the

169

01:06:37.916 --> 01:06:39.125

statements and the tilt.

170

01:06:39.166 --> 01:06:40.000

And I'll work on that.

171

01:06:40.000 --> 01:06:40.541

That's yours only.

172

01:06:40.750 --> 01:06:41.041

I do not.

173

01:06:41.041 --> 01:06:41.833

So my partner is going

174

01:06:41.833 --> 01:06:43.000

to get the statements.

175

01:06:44.083 --> 01:06:45.916
Is there any other specific NRS that's

176
01:06:45.916 --> 01:06:47.500
applicable as far as it comes to

177
01:06:48.125 --> 01:06:49.125
trespassing on the

178
01:06:49.125 --> 01:06:50.708
prison or something like that?

179
01:06:51.083 --> 01:06:52.041
You guys have a card on you?

180
01:06:52.625 --> 01:06:53.041
What's that?

181
01:06:53.041 --> 01:06:53.958
Do you have a card on you?

182
01:06:53.958 --> 01:06:54.166
Yeah.

183
01:06:54.458 --> 01:06:55.083
I'll pull it up and

184
01:06:55.083 --> 01:06:56.375
email it right to you.

185
01:06:56.375 --> 01:06:56.875
Yeah, all that.

186
01:06:57.166 --> 01:06:57.375
Thanks.

187
01:06:58.125 --> 01:06:59.541
Because again, every individual that

188
01:06:59.541 --> 01:07:00.375
comes on to this property,

189

01:07:00.583 --> 01:07:01.416
they have to be clear to

190

01:07:01.416 --> 01:07:02.166
come on to the property.

191

01:07:02.166 --> 01:07:02.416
Okay.

192

01:07:02.666 --> 01:07:03.791
And where are they supposed to check in?

193

01:07:03.791 --> 01:07:04.458
Is it the gate house?

194

01:07:05.125 --> 01:07:06.708
Actually, we received notice

195

01:07:06.708 --> 01:07:07.500
through the administration.

196

01:07:08.166 --> 01:07:10.291
Which would turn the gate house and the

197

01:07:10.291 --> 01:07:11.375
individual would be notified

198

01:07:11.375 --> 01:07:12.541
who's coming onto the property.

199

01:07:13.041 --> 01:07:13.166
Okay.

200

01:07:13.166 --> 01:07:14.541
That's why you just can't show up and

201

01:07:14.541 --> 01:07:15.708
just go out and definitely not take

202

01:07:15.708 --> 01:07:16.833
photos of them.

203
01:07:16.833 --> 01:07:17.166
Okay.

204
01:07:18.041 --> 01:07:21.250
So who all had contact with him?

205
01:07:21.250 --> 01:07:22.666
I'm here as a warden.

206
01:07:22.958 --> 01:07:23.916
I'm the warden, so I

207
01:07:23.916 --> 01:07:25.208
believe that's why I came down.

208
01:07:25.208 --> 01:07:27.500
I'll probably, I think the warden would

209
01:07:27.500 --> 01:07:29.375
obviously carry some weight as far as

210
01:07:29.375 --> 01:07:30.458
you make contact with him.

211
01:07:30.458 --> 01:07:30.666
Yeah.

212
01:07:30.791 --> 01:07:31.833
I mean, I'm just saying that you guys

213
01:07:31.833 --> 01:07:32.916
don't carry weight as well as you're

214
01:07:32.916 --> 01:07:33.500
a Florida property.

215
01:07:33.708 --> 01:07:35.458
But if we have, you guys do a statement.

216

01:07:35.833 --> 01:07:36.083

I am.

217

01:07:36.125 --> 01:07:39.125

And then we'll get the, the door going

218

01:07:39.125 --> 01:07:40.333

and then I'll book him.

219

01:07:40.708 --> 01:07:41.791

Did he give you his name?

220

01:07:42.291 --> 01:07:43.958

We have it off of his, we have a wallet

221

01:07:43.958 --> 01:07:45.166

there and then we have a registration

222

01:07:45.166 --> 01:07:45.791

off of that.

223

01:07:45.958 --> 01:07:46.791

Oh, that's beautiful.

224

01:07:46.791 --> 01:07:47.500

Can I get that?

225

01:07:47.500 --> 01:07:48.083

Yeah, for sure.

226

01:07:48.083 --> 01:07:48.625

I'll be notified.

227

01:07:49.041 --> 01:07:49.791

Do you have a second?

228

01:07:50.125 --> 01:07:50.916

So do you have that other

229

01:07:50.916 --> 01:07:52.000
charge you're talking about?

230
01:07:52.000 --> 01:07:52.666
Because I'm going to, I'm

231
01:07:52.666 --> 01:07:53.833
going to take them in now.

232
01:07:55.750 --> 01:08:03.125
Is there one more card for you?

233
01:08:03.125 --> 01:08:03.750
Yeah.

234
01:12:39.875 --> 01:12:41.000
Okay.

235
01:12:41.833 --> 01:12:42.041
Cool.

236
01:12:42.541 --> 01:12:42.791
Cool.

237
01:12:42.791 --> 01:12:42.875
Cool.

238
01:12:42.875 --> 01:12:44.041
We will do a trespassing.

239
01:12:44.666 --> 01:12:46.458
Obstructing for you guys.

240
01:12:47.000 --> 01:12:47.208
Right.

241
01:12:47.208 --> 01:12:48.375
We would probably need to leave you.

242
01:12:48.375 --> 01:12:48.625
Thank you.

243

01:12:49.750 --> 01:12:51.375

You know, obviously he's instructed, he's

244

01:12:51.375 --> 01:12:52.291

obstructing you guys.

245

01:12:52.291 --> 01:12:53.416

You guys are a chief of these officers.

246

01:12:53.750 --> 01:12:54.875

So he's obstructing your

247

01:12:54.875 --> 01:12:56.333

ability to do your work.

248

01:12:57.083 --> 01:12:59.875

So, but if there's another specific kind

249

01:12:59.875 --> 01:13:01.625

of risk, then I need to add that.

250

01:13:02.125 --> 01:13:02.500

So I'm going to take her down to that. Okay. Okay. So, I'm going to take her down to that. Okay.

Okay. So, I'm going to take her down to that. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay. Okay.

251

01:13:02.500 --> 01:13:03.458

So, I'm going to take her down now.

252

01:13:04.000 --> 01:13:04.208

Okay.

253

01:13:04.500 --> 01:13:06.250

So, if you can just give that to him,

254

01:13:06.250 --> 01:13:07.208

then he can call me

255

01:13:07.208 --> 01:13:08.416

because I'm going to go down

256

01:13:08.416 --> 01:13:09.791

and start the paperwork on it.

257

01:13:09.791 --> 01:13:09.916

Okay.

258

01:13:09.916 --> 01:13:10.125

Cool.

259

01:13:10.291 --> 01:13:11.416

But yeah, I mean, this

260

01:13:11.416 --> 01:13:13.041

is, he wants to do an audit.

261

01:13:13.250 --> 01:13:14.708

I don't know what the intentions are.

262

01:13:14.708 --> 01:13:16.125

Obviously, it's probably clear.

263

01:13:16.500 --> 01:13:17.250

However, this is

264

01:13:17.250 --> 01:13:18.625

extremely controlled environment.

265

01:13:18.625 --> 01:13:19.291

I mean, we check in

266

01:13:19.291 --> 01:13:20.750

here before we come in.

267

01:13:20.750 --> 01:13:20.916

Yeah.

268

01:13:20.916 --> 01:13:21.708

So, I don't know what.

269

01:13:22.125 --> 01:13:22.958

If I had to authorize,

270

01:13:23.291 --> 01:13:24.750

we get clear to do a lot.

271

01:13:24.958 --> 01:13:25.166

Right.

272

01:13:25.833 --> 01:13:26.791

We don't have any paperwork

273

01:13:26.791 --> 01:13:27.958

to see if you can do an audit.

274

01:13:28.250 --> 01:13:29.125

So, you hear after violating.

275

01:13:29.125 --> 01:13:31.958

And have you received paperwork before as far as you can? Yes. And have you received paperwork before as

276

01:13:31.958 --> 01:13:33.416

far as, I mean, just from other people?

277

01:13:33.625 --> 01:13:33.750

Yeah.

278

01:13:33.750 --> 01:13:35.291

If they're going to come do an audit and

279

01:13:35.291 --> 01:13:35.916

that's the standard?

280

01:13:36.166 --> 01:13:36.333

Okay.

281

01:13:36.458 --> 01:13:36.583

Yeah.

282

01:13:36.583 --> 01:13:37.916
If you could put that in there just

283
01:13:37.916 --> 01:13:38.833
roughly, you don't have

284
01:13:38.833 --> 01:13:40.375
to name names, but are you

285
01:13:40.375 --> 01:13:42.625
routinely get requests for an audit?

286
01:13:43.083 --> 01:13:44.625
There was no request that was forwarded.

287
01:13:44.958 --> 01:13:46.750
This was a surprise, obviously, major

288
01:13:46.750 --> 01:13:47.541
disruption of the

289
01:13:47.541 --> 01:13:48.583
yard and everything else.

290
01:13:48.875 --> 01:13:50.291
So, can you get them written?

291
01:13:50.666 --> 01:13:50.833
Yep.

292
01:13:51.041 --> 01:13:52.333
And then I'm going to get him going down

293
01:13:52.333 --> 01:13:52.875
there so we can get

294
01:13:52.875 --> 01:13:53.333
everybody out of the set.

295
01:13:53.333 --> 01:13:55.291
And then on the tow, just because it's on

296

01:13:55.291 --> 01:13:56.250
your guys' property and

297

01:13:56.250 --> 01:13:57.125
everything, our sergeant

298

01:13:57.166 --> 01:13:58.833
saying it's probably the plan here if you

299

01:13:58.833 --> 01:14:00.541
guys call for

300

01:14:00.541 --> 01:14:02.625
whatever process you normally

301

01:14:02.625 --> 01:14:04.083
go through to tow cars off your property.

302

01:14:04.875 --> 01:14:05.083
So...

303

01:14:05.458 --> 01:14:06.500
They probably don't do that often.

304

01:14:06.875 --> 01:14:07.000
Yeah.

305

01:14:07.000 --> 01:14:07.208
Yeah.

306

01:14:08.125 --> 01:14:09.000
We don't have them to have.

307

01:14:09.000 --> 01:14:10.333
We don't know how to call one for that.

308

01:14:10.333 --> 01:14:11.041
We don't have them to have.

309

01:14:11.041 --> 01:14:12.208
We don't have them to tell at all.

310
01:14:12.208 --> 01:14:12.833
But normally we tell

311
01:14:12.833 --> 01:14:14.000
people, "Hey, you can't be here."

312
01:14:14.208 --> 01:14:15.041
They turn around and go, "Hey."

313
01:14:15.125 --> 01:14:16.458
He's in our custody.

314
01:14:16.708 --> 01:14:17.583
I would say that we tow

315
01:14:17.583 --> 01:14:18.916
it so that way it's safe.

316
01:14:18.916 --> 01:14:19.000
Yes.

317
01:14:19.000 --> 01:14:19.458
I'm just repeating.

318
01:14:19.958 --> 01:14:20.166
Okay.

319
01:14:21.083 --> 01:14:22.583
We'll take care of the tow and then he's

320
01:14:22.583 --> 01:14:23.708
going to get you some written statements

321
01:14:23.708 --> 01:14:25.000
as detailed as possible.

322
01:14:25.000 --> 01:14:25.125
And then I'll take him down.

323
01:14:25.125 --> 01:14:27.791
That was 207.200.

324
01:14:27.791 --> 01:14:31.958
207.200.

325
01:14:34.125 --> 01:14:35.666
207.200.

326
01:14:36.791 --> 01:14:41.208
Is there any subsection at all?

327
01:14:41.708 --> 01:14:41.916
Yeah.

328
01:14:42.166 --> 01:14:43.625
Is there a subsection of that address?

329
01:14:48.708 --> 01:14:48.916
Yeah.

330
01:14:49.000 --> 01:14:51.708
The winter birds.

331
01:14:52.166 --> 01:14:52.875
Huh?

332
01:14:53.291 --> 01:14:54.416
You're looking on my fire frame.

333
01:14:55.500 --> 01:14:55.708
The winter birds.

334
01:14:56.291 --> 01:14:57.166
10-0-2-1.

335
01:14:57.375 --> 01:14:58.625
207.200.

336

01:14:59.000 --> 01:15:01.083
1-8-11.

337
01:15:01.500 --> 01:15:02.166
There's a land warrant.

338
01:15:02.666 --> 01:15:03.833
A building with other things.

339
01:15:04.333 --> 01:15:04.833
That's correct.

340
01:15:05.416 --> 01:15:06.083
And then there's a beam.

341
01:15:06.416 --> 01:15:07.791
Wolf would go to the pool and he'd come

342
01:15:07.791 --> 01:15:09.250
to the land for a building.

343
01:15:09.500 --> 01:15:12.625
That's just normal trespass road.

344
01:15:13.666 --> 01:15:13.833
Stop.

345
01:15:14.041 --> 01:15:14.416
It's a trespass.

346
01:15:15.375 --> 01:15:16.333
It's a trespass.

347
01:15:16.625 --> 01:15:17.791
It's normal trespass.

348
01:15:18.000 --> 01:15:18.041
It's normal trespass.

349
01:15:18.125 --> 01:15:20.041
If there's anything that's applicable to

350

01:15:20.041 --> 01:15:22.416
like prison property, you

351

01:15:22.416 --> 01:15:23.166
know that would be great

352

01:15:23.166 --> 01:15:24.166
to be able to put on there.

353

01:15:24.166 --> 01:15:24.958
I'll fight something.

354

01:15:24.958 --> 01:15:26.500
I mean I'll articulate it but it would be

355

01:15:26.500 --> 01:15:28.250
good if there's a specific NRS.

356

01:15:29.541 --> 01:15:31.791
Like disrupt any of the prison

357

01:15:31.791 --> 01:15:33.666
duties or anything like that.

358

01:15:34.125 --> 01:15:35.750
You know other states have these because

359

01:15:35.750 --> 01:15:36.291
we haven't dealt with

360

01:15:36.291 --> 01:15:37.333
this bullshit very much.

361

01:15:37.750 --> 01:15:37.958
Yeah.

362

01:15:41.125 --> 01:15:42.416
Are you hanging out for a minute?

363

01:15:42.583 --> 01:15:43.708
Yeah I'll be here.

364
01:15:43.708 --> 01:15:45.375
Who's doing the statement and everything?

365
01:15:45.375 --> 01:15:46.875
I believe the word "nice man."

366
01:15:47.166 --> 01:15:47.583
Do you have a card?

367
01:15:48.166 --> 01:15:48.333
Yeah.

368
01:15:54.833 --> 01:15:55.125
Right on.

369
01:15:55.125 --> 01:15:55.458
Thank you brother.

370
01:15:56.041 --> 01:15:56.583
You guys don't have a

371
01:15:56.583 --> 01:15:57.583
case number by chance do you?

372
01:15:58.125 --> 01:15:58.916
I don't have it yet.

373
01:15:59.416 --> 01:16:00.375
I think he has it.

374
01:16:00.625 --> 01:16:00.833
Okay.

375
01:16:01.500 --> 01:16:02.166
But I'll get that.

376
01:16:02.166 --> 01:16:03.250
Or actually if you give me my card back

377

01:16:03.250 --> 01:16:04.291

I'll go look on the computer

378

01:16:04.291 --> 01:16:05.708

real quick and get it for you.

379

01:16:36.166 --> 01:16:37.333

Two, two.

380

01:16:37.500 --> 01:16:37.708

Yep.

381

01:16:38.666 --> 01:16:38.875

Yep.

382

01:16:39.250 --> 01:16:44.458

All I have is what was on his plate.

383

01:16:45.166 --> 01:16:46.708

Drew Rybar?

384

01:16:47.583 --> 01:16:48.500

Drew Rybar?

385

01:16:48.583 --> 01:16:49.958

That's just who the registered owner is

386

01:16:49.958 --> 01:16:50.500

so I don't know if

387

01:16:50.500 --> 01:16:51.041

that's going to be him.

388

01:16:51.250 --> 01:16:51.416

Okay.

389

01:16:52.291 --> 01:16:52.875

He's got it.

390

01:16:52.875 --> 01:16:54.166
He had his wallet on him.

391
01:16:54.541 --> 01:16:57.125
So we're going to figure that part out.

392
01:17:30.750 --> 01:17:36.583
Okay so we're going to do

393
01:17:36.583 --> 01:17:37.625
a little truck shopping.

394
01:17:37.625 --> 01:17:38.708
We're going to do a Monday of Trucking.

395
01:17:39.250 --> 01:17:41.500
Just make sure when we're riding about

396
01:17:41.500 --> 01:17:43.000
how many times you guys have told them.

397
01:17:44.166 --> 01:17:46.000
And then you know like maybe something

398
01:17:46.000 --> 01:17:47.666
like it's not uncommon that you guys do

399
01:17:47.666 --> 01:17:48.625
receive these audits.

400
01:17:48.625 --> 01:17:49.333
However they go

401
01:17:49.333 --> 01:17:51.791
through the official process.

402
01:17:52.500 --> 01:17:53.458
All visitors are required.

403
01:17:53.791 --> 01:17:54.666
I mean you guys know

404

01:17:54.666 --> 01:17:55.708

the prison more than I do.

405

01:17:55.916 --> 01:17:58.166

So if you can just clarify that in your

406

01:17:58.166 --> 01:17:59.666

statement a little bit as well as your

407

01:17:59.666 --> 01:18:02.208

boys as far as their contact with him.

408

01:18:02.208 --> 01:18:06.083

Them ignoring all their requests.

409

01:18:06.750 --> 01:18:07.708

Did anybody ask him ID

410

01:18:07.708 --> 01:18:08.750

at all on the property?

411

01:18:09.083 --> 01:18:10.708

Not to my knowledge because I just asked

412

01:18:10.708 --> 01:18:11.958

him what he was saying and

413

01:18:11.958 --> 01:18:12.125

he refused to acknowledge.

414

01:18:12.125 --> 01:18:15.125

I didn't ask him to give me why was he

415

01:18:15.125 --> 01:18:16.333

what was his name or the

416

01:18:16.333 --> 01:18:17.208

purpose of being a cop.

417

01:18:17.208 --> 01:18:18.750
So we can do failure to identify it too.

418
01:18:19.125 --> 01:18:19.291
Yeah.

419
01:18:19.625 --> 01:18:20.416
He's required to at

420
01:18:20.416 --> 01:18:21.333
least give you a name.

421
01:18:21.333 --> 01:18:21.541
Yeah.

422
01:18:21.708 --> 01:18:21.875
Right.

423
01:18:23.083 --> 01:18:24.208
And then did you guys ask

424
01:18:24.208 --> 01:18:25.041
him for his name at all?

425
01:18:25.416 --> 01:18:26.583
I did not ask him for his name but I just

426
01:18:26.583 --> 01:18:27.750
tried to see why he was here and tried to

427
01:18:27.750 --> 01:18:29.708
direct him off the property to building

428
01:18:29.708 --> 01:18:31.500
17 over there right down the

429
01:18:31.500 --> 01:18:32.416
road to get some information.

430
01:18:32.750 --> 01:18:32.958
Okay.

431

01:18:33.250 --> 01:18:33.833

So those three?

432

01:18:34.125 --> 01:18:34.333

Yeah.

433

01:18:34.583 --> 01:18:35.000

Do you want...

434

01:18:36.000 --> 01:18:37.333

And then he can do the...

435

01:18:38.250 --> 01:18:40.083

Well it's not really a citizen's arrest.

436

01:18:40.125 --> 01:18:41.375

Because they're cops.

437

01:18:41.375 --> 01:18:42.875

That's kind of what I'm...

438

01:18:42.875 --> 01:18:44.208

Just he's the complete one.

439

01:18:44.208 --> 01:18:44.416

Yeah.

440

01:18:46.083 --> 01:18:47.541

So this is a really

441

01:18:47.541 --> 01:18:49.125

routine charge that we have.

442

01:18:49.125 --> 01:18:50.625

It's just the state property is a little

443

01:18:50.625 --> 01:18:52.333

bit different but just the statements are

444

01:18:52.333 --> 01:18:53.958
going to be sufficient and you have

445
01:18:53.958 --> 01:18:56.250
obviously total authority over the

446
01:18:56.250 --> 01:18:57.458
property so that works for me.

447
01:18:58.125 --> 01:18:58.875
And then we'll go from

448
01:18:58.875 --> 01:19:00.166
there and then he'll hang out.

449
01:19:00.166 --> 01:19:00.958
I'll get those from you and

450
01:19:00.958 --> 01:19:02.000
I'll go down and book them.

451
01:19:02.000 --> 01:19:02.208
Yeah.

452
01:19:03.125 --> 01:19:03.375
Alrighty.

453
01:19:03.375 --> 01:19:03.833
Thank you guys.

454
01:19:04.541 --> 01:19:05.125
Appreciate you.

455
01:19:05.125 --> 01:19:05.708
Any questions?

456
01:19:07.125 --> 01:19:07.666
We'll go to the largest...

457
01:19:14.083 --> 01:19:15.125
Yeah I'm getting it right now.

**EXHIBIT C****UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DREW J. RIBAR,
Plaintiff,

v.

**STATE OF NEVADA ex rel. NEVADA DEPARTMENT OF CORRECTIONS; CARSON
CITY; DEPUTY JASON BUENO**, in his individual and official capacity; **WARDEN
FERNANDEIS FRAZIER; SGT. ROBERT SMITH; et al.**,
Defendants.

Case No.: 3:24-cv-00103-ART-CLB

Plaintiff: Drew J. Ribar, *pro se*

Address: 3480 Pershing Ln., Washoe Valley, NV 89704

Phone: (775) 223-7899

Email: Const2Audit@gmail.com

**EXHIBIT C**

PLEADING TITLE - I

Video Footage – Deputy Jason Bueno Body-Worn Camera

**Filed in Support of Plaintiff's Amended Complaint and Motion for Summary Judgment
Under Fed. R. Civ. P. 56**

SUMMARY JUDGMENT RELEVANCE

Pursuant to **Fed. R. Civ. P. 56(a)**, this exhibit provides **undisputed material evidence** of Defendants' violations of Plaintiff's rights under:

- **U.S. Constitution:** Amendments I, IV, VIII, XIV
- **Nevada Constitution:** Article 1, §§ 1, 6, 8, 9, 18
- **Federal Law:** 42 U.S.C. § 1983; 18 U.S.C. §§ 241–242
- **Nevada Statutes:** NRS 171.1233, 197.200, 199.310, 200.460, 200.310, 200.481, 200.471, 207.190, 205.2715, 205.220

This exhibit complements Exhibits A and B, proving:

1. **Retaliation** for recording in public (*Fordyce v. Seattle*, 55 F.3d 436 (9th Cir. 1995); *Turner v. Driver*, 848 F.3d 678 (5th Cir. 2017))
2. **Unlawful arrest** without probable cause (*Manuel v. City of Joliet*, 137 S. Ct. 911 (2017); *Thompson v. Clark*, 596 U.S. 36 (2022))
3. **Cruel conditions** via heat exposure (*Hope v. Pelzer*, 536 U.S. 730 (2002); *Farmer v. Brennan*, 511 U.S. 825 (1994))
4. **Due process violations** via property seizure (*Mathews v. Eldridge*, 424 U.S. 319 (1976))

- 1 5. **Municipal liability** for policy/custom (*Monell v. Dep't of Soc. Servs.*, 436 U.S. 658
2 (1978))
3

4

5

6 **DESCRIPTION**

- 7
- 8 • **Video Recording:** 37 minutes, 1 second of body-worn camera footage from Deputy
9 Jason Bueno, recorded **August 30, 2022**, at **Northern Nevada Correctional Center**
10 (NNCC), obtained via discovery in **criminal case No. 22 CR 01231 1C** (*dismissed by*
11 *order dated [insert date if known]*)
12
- 13 • **Format:** Submitted on USB per **Local Rule IC 2-2**, with **Notice of Manual Filing**
14

15

16 **KEY LEGAL VIOLATIONS AND SUPPORTING EVIDENCE**

17

18

Timestamp	Incident Summary	Legal Relevance
19		
20	Sgt. Smith: "Notified deputies" First Amendment retaliation (<i>Glik v. Cunniffe</i> ,	
21 0:01:10	for "exercising his First	655 F.3d 78 (1st Cir. 2011); <i>Fields v. City of</i>
22 Amendment rights."		<i>Philadelphia</i> , 862 F.3d 353 (3d Cir. 2017))
23		
24 0:01:29	Sgt. Smith: "No 'no	No probable cause (<i>Hiibel v. Sixth Judicial Dist.</i>
25 trespassing' signs up."		<i>Cl.</i> , 542 U.S. 177 (2004); NRS 207.200)
26		
27 0:01:37	Sgt. Smith: "This is a public	Public forum; arrest invalid (<i>Reed v. Town of</i>
28 roadway, which it is."		<i>Gilbert</i> , 576 U.S. 155 (2015))

Timestamp	Incident Summary	Legal Relevance
0:02:03	Sgt. Smith: "We want it gone."	Pretextual intent; Monell custom (<i>Whren v. United States</i> , 517 U.S. 806 (1996))
0:03:34–	Bueno arrives; Frazier:	No warning; Fourth Amendment (<i>Terry v. Ohio</i> , 392 U.S. 1 (1968))
0:03:49	"Trespassing... remove him."	
0:04:13	Bueno: "Put your hands behind your back."	Unlawful seizure (<i>Manuel v. City of Joliet</i> , supra; NRS 200.460)
0:05:11	Bueno: "You're being arrested for trespassing."	False arrest (<i>Thompson v. Clark</i> , supra)
0:05:19–	AC hose redirects air; Plaintiff	Eighth Amendment (<i>Hope v. Pelzer</i> , supra;
0:05:37	in back, no seatbelt, dry shirt.	<i>Youngberg v. Romeo</i> , 457 U.S. 307 (1982))
0:06:30	"Tow his truck."	Due process violation (<i>Mathews v. Eldridge</i> , supra; NRS 205.2715)
0:07:14	"Definitely not take photos or whatever."	Retaliation (<i>Turner v. Driver</i> , supra; NRS 171.1233)
0:07:56	AC hose to driver's seat.	Deliberate indifference (<i>Estelle v. Gamble</i> , 429 U.S. 97 (1976))
0:08:13	Frazier: "Advocacy groups."	Viewpoint discrimination (<i>Reed v. Town of Gilbert</i> , supra)
0:10:21–	Window closed, cutting	
0:10:28	airflow.	Cruel conditions (<i>Farmer v. Brennan</i> , supra)

Timestamp	Incident Summary	Legal Relevance
0:13:12–	Bueno/Frazier: Audit intent, no Retaliation	(<i>Irizarry v. Yehia</i> , 38 F.4th 1282 (10th Cir. 2022))
0:13:23	paperwork.	
0:15:43	Frazier: "Unauthorized videos."	Mischaracterization (<i>Fields v. City of Philadelphia</i> , <i>supra</i>)
0:24:55–	Bueno cools himself with AC hose.	Eighth Amendment (<i>Wilson v. Seiter</i> , 501 U.S. 294 (1991))
0:33:34	Plaintiff exits, sweating profusely, shirt soaked.	Visual proof of distress (<i>Youngberg v. Romeo</i> , <i>supra</i>)
0:34:45	Bueno: "Got a little sweaty back there."	Admission of conditions (<i>Farmer v. Brennan</i> , <i>supra</i>)
0:34:51	Plaintiff: "Trying to hot box me."	Eighth Amendment (<i>Hope v. Pelzer</i> , <i>supra</i>)
0:35:23	Plaintiff cites <i>Irizarry v. Yehia</i> .	Legal awareness strengthens claim
0:36:02	Plaintiff: "Nobody asked me to identify."	Negates obstruction (<i>Hiibel v. Sixth Judicial Dist. Ct.</i> , <i>supra</i>)
0:37:01	Bueno: "Get you all dried up..."	Acknowledgment of distress (<i>Estelle v. Gamble</i> , <i>supra</i>)

Footnote: All timestamps are included for completeness; **bolded entries** (0:33:34, 0:34:45) are pivotal visual and verbal admissions. See *Youngberg v. Romeo*, 457 U.S. 307 (1982) (conditions of confinement must not impose undue hardship).

LEGAL CLAIMS SUPPORTED

1. **First Amendment Retaliation:** Arrest for recording (*Fordyce, Glik, Turner, Fields, Irizarry*; NRS 171.1233)
2. **Fourth Amendment False Arrest:** No probable cause (*Manuel, Thompson, Hiibel*; NRS 200.460, 200.310)
3. **Eighth Amendment Cruel Conditions:** Heat exposure (*Hope, Farmer, Youngberg, Estelle*; NRS 200.481, 200.471)
4. **Fourteenth Amendment Due Process:** Truck towed (*Mathews, Lugar v. Edmondson Oil Co.*, 457 U.S. 922 (1982); NRS 205.2715, 205.220)
5. **State Torts:** False imprisonment, coercion, malicious prosecution (*Iqbal v. Ashcroft*, 556 U.S. 662 (2009); NRS 197.200, 207.190, 199.310)

QUALIFIED IMMUNITY ANALYSIS

Defendants' actions violate **clearly established law in the Ninth Circuit:**

- **Recording:** *Fordyce* (1995), *Glik* (2011), *Turner* (2017), *Fields* (2017), *Irizarry* (2022)
- **False Arrest:** *Hiibel* (2004), *Manuel* (2017), *Thompson* (2022)
- **Conditions:** *Hope* (2002), *Farmer* (1994), *Estelle* (1976)

1 Officers' statements (e.g., "*no signs*", "*sweaty back there*") show **knowledge of illegality**,
2 defeating qualified immunity (*Harlow v. Fitzgerald*, 457 U.S. 800 (1982)).
3
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6 **AUTHENTICATION**
7

8 Under **Fed. R. Evid. 901, 1002**, and **28 U.S.C. § 1746**, I, **Drew J. Ribar**, declare under penalty
9 of perjury that this video from **Deputy Jason Bueno's body camera**, obtained via discovery
10 (*Case No. 22 CR 01231 1C*), **accurately depicts events on August 30, 2022**, at NNCC.
11
12

13
14 **DATED:** March 27, 2025

15 **/s/ Drew J. Ribar**

16 Drew J. Ribar, Pro Se

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